

15w DAC ✓  
Henry Brendzel

<b>Petition Under 37 CFR 1.137(b) for Revival of an Application for Patent Abandoned Unintentionally</b>		Complete if Known	
		Application Number	09/891,371
		Filing Date	6/26/2001
		First Named Inventor	David Crawford Gibbon
Address to:	MS: Petition Office of Petitions Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Examiner Name	Almis R. Jankus
		Group/Art Unit	2628
		Attorney Docket ID	Gibbon 109579RE
Should the appropriate fee(s) not be submitted, the Commissioner is Authorized to charge Deposit Account No 500732 of Henry T. Brendzel			

**Applicant hereby petitions for revival of the above-identified application.**

1. Entity Status:  
☐ Applicant claims small entity status

2. Request to Enter  
☐ Request is hereby made to enter

3. Papers included with Petition:  
☐ Application initiation form (Continuation under 37CFR 1.53(b), or RCE under 37CFR1.114)  
☒ The following papers: **amendment**  
☐ Statutory (Terminal) Disclaimer  
☐ Issue fee Form  
☐ Proof the papers had been submitted on

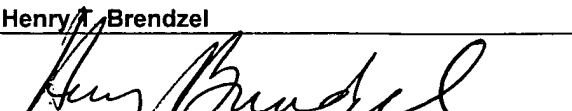
4. Fees included:  
☒ Petition Fee, in the amount of: \$1620  
☐ Issue fee  
☐ Statutory (Terminal) Disclaimer  
☐ Application initiation  
☐ Proof the Fee had been submitted on


5. Statement:  
**The entire delay in filing the required reply, from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b), was unintentional.**

6. Additional Statement (if needed): Actually, the Office action dated August 1, 2008 was never received by applicant, so the abandonment was unavoidable as well as unintentional. (Alas, the burden of proof imposed by the USPTO for the non-receipt of an Office action is so high that it is more simpler to revive the case under the more expensive "unintentional" standard.)

*The PTO did not receive the following listed item(s), which I have filed with the PTO. I am not sure if I received it or not.*

07/14/2009 HAL133 00000000 500732 0989171  
01 FC:1453 20.00 DA 1600.00 OP

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual Name	Henry T. Brendzel	Reg No.: 26,844
Signature		Date 7/10/09

CERTIFICATE OF MAILING OR TRANSMISSION		
I hereby certify that this correspondence is being		
<input checked="" type="checkbox"/> deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelop addressed to the Assistant Commissioner for Patents, Washington D.C. 20231, mail stop as shown above, on the date shown below.		
<input type="checkbox"/> Transmitted by facsimile to the USPTO on the date shown below.		
Henry Brendzel		7/10/09
Name of Person Signing	Signature	Date